

# STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION  
302 W. WASHINGTON STREET, SUITE E-306  
INDIANAPOLIS, INDIANA 46204-2764

<http://www.state.in.us/iurc/>  
Office: (317) 232-2701  
Facsimile: (317) 232-6758

## FILED

JUL 07 2005

INDIANA UTILITY  
REGULATORY COMMISSION

CAUSE NO. 42876

IN THE MATTER OF THE PETITION )  
OF NUVOX COMMUNICATIONS OF )  
INDIANA, INC. FOR A CERTIFICATE OF )  
TERRITORIAL AUTHORITY TO PROVIDE )  
FACILITIES-BASED INTEREXCHANGE )  
TELECOMMUNICATIONS SERVICE )  
THROUGHOUT THE STATE OF INDIANA, )  
AND FOR AN ORDER BY THE INDIANA )  
UTILITY REGULATORY COMMISSION )  
DECLINING TO EXERCISE JURISDICTION, )  
PURSUANT TO I.C. §8-1-2.6 TO THE )  
MAXIMUM EXTENT ALLOWED BY LAW )

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") has caused the following entry to be made:

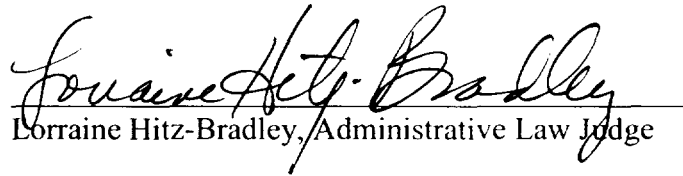
On June 29, 2005 pursuant to 170 I.A.C. 1-1.1-4, Nuvox Communications of Indiana, LLC ("Petitioner") filed its *Request for Confidential Treatment of Financial Information* ("Request") in this Cause. In its Request, the Petitioner indicates that certain information that it intends to submit in this matter contain trade secrets ("Confidential Information") as that term is defined under I.C. 24-2-3-2. Information containing trade secrets is excepted from public disclosure under I.C. 5-14-3-4(a)(4). In support of its Request, the Petitioner includes the sworn *Affidavit of Edward J. Cadieux* ("Affidavit."). The Affidavit has been placed in the Commission's official file in this matter and is hereby incorporated by reference.

170 I.A.C. 1-1.1-4 governs the submission of confidential or privileged information to the Commission, and requires the applicant to apply for a finding by the Commission that the information is confidential. The application must be accompanied by the sworn statement or testimony of a party that describes: 1) the nature of the confidential information; 2) the reasons why the information should be treated as confidential pursuant to I.C. 8-1-2-29 and I.C. 5-14-3; and, 3) the efforts the party has made to maintain the confidentiality of the information.

The Presiding Officer, having considered Petitioner's Request and accompanying Affidavit, finds there is sufficient basis for determination that the Confidential Information should be held as confidential by the Commission on a preliminary basis. Accordingly, Petitioner shall hand deliver to the Presiding Administrative Law Judge, in a sealed envelope clearly marked confidential, with the Cause No. noted thereon, the

Confidential Information which shall be treated as confidential on a preliminary basis and excepted from public disclosure in accordance with Indiana Code 5-14-3.

**IT IS SO ORDERED.**

  
Lorraine Hitz-Bradley, Administrative Law Judge

Date: 